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Attorneys for Federal Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**THE SIERRA CLUB and ENVIRONMENTAL
INTEGRITY PROJECT,**

Plaintiffs,

vs.

**UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,**

Defendant.

Case No. C-11-0846-MEJ

**SEVENTH SUPPLEMENTAL JOINT CASE
MANAGEMENT REPORT, NOTICE OF
SETTLEMENT IN PRINCIPLE AND
[PROPOSED] ORDER**

This is an action brought by Plaintiffs pursuant to the Freedom of Information Act, 5 U.S.C. § 552, to compel production of documents. After protracted settlement discussions and requests for additional time from this Court, as outlined in the Sixth Supplemental Joint Case Management Report, Dkt. No. 65, on August 7, 2013, the Parties reported that they desired additional time to explore settlement of this case. *Id.* Accordingly, the Court set September 4, 2013 as a deadline for the parties to report their progress in this regard. Dkt. No. 66. The Parties apologize to the Court that they did not submit this report by September 4, 2013 as they were in the midst of a flurry of end-stage settlement negotiations and did not want to report back either that they had failed to settle the case or were seeking yet another extension for negotiations.

The Parties can now inform the Court that they have agreed in principle on settlement terms resolving this dispute but require additional time for formal approval. Accordingly, they seek an additional three weeks, until October 8, 2013, in which to file a Settlement Agreement with the Court.

Respectfully submitted for the Court's consideration, this 19th day of September, 2013.

MELINDA HAAG
United States Attorney

s/ David Bahr
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s/ Abraham Simmons
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[PROPOSED] ORDER

This matter having come before the Court upon the Parties' Seventh Joint Case Status Report, Notice Of Settlement In Principle and proposed order, and the Court being fully advised in the premises and good cause appearing;

IT IS HEREBY ORDERED that the Parties shall file a Settlement Agreement by October 8, 2013.

Dated this 24 day of September, 2013.

JUDGE MARIA-ELANA JAMES
UNITED STATES DISTRICT COURT

